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Customer No.: 07278

Docket No: 05432/100M029-US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : 10/750,049

Art Unit: Not Yet Assigned

Applicants : Hans PETERSEN et al.

Filed: December 30, 2003

Examiner: Not Yet Assigned

Title

: CRYSTALLINE BASE OF CITALOPRAM

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SECOND PRELIMINARY AMENDMENT

Sir:

Prior to examination on the merits, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the Listing of Claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.





MAR 1 6 201

Application No. (if known): 10/750,049

Attorney Docket No.: 05432/100M029-US2/

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Information Disclosure Statement (3 pages)

Form PTO/SB/08 (7 pages)

Second Preliminary Amendment (4 pages)

Petition to Make Special Under 37 C.F.R. § 1.102 (8 pages) with Exhibits

Fee Transmittal (1 page)

Amendment Transmittal (1 page)

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PTO/SB/17 (10-03)

Approved for use through 7/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Complete if Known TRANSMITTAL 10/750.049 Application Number MAR 1 6 2014 December 30, 2003 for FY 2004 Filing Date Hans Petersen First Named Inventor Effective 10/01/2003, Patent fees are subject to annual revision. **Examiner Name** Not Yet Assigned Applicant claims small entity status. See 37 CFR 1.27 N/A Art Unit 05432/100M029-US2 TOTAL AMOUNT OF PAYMENT 130.00 Attorney Docket No. METHOD OF PAYMENT (check all that apply) FEE CALCULATION (continued) Credit Money х Check Other None 3. ADDITIONAL FEES Deposit Account: Large Entity Small Entity Deposit 04-0100 Fee Fee Fee Fee Account Fee Description Code (\$) Code Number (\$) Fee Paid Deposit 1051 130 2051 65 Surcharge - late filing fee or oath Darby & Darby P.C. Account Surcharge - late provisional filing fee or cover 25 1052 50 2052 The Director is authorized to: (check all that apply) sheet. Charge fee(s) indicated below х Credit any overpayments 1053 130 1053 130 Non-English specification X Charge any additional fee(s) or any underpayment of fee(s) 1812 2.520 1812 2,520 For filing a request for ex parte reexamination Requesting publication of SIR prior to 9201 920* 1804 1804 Charge fee(s) indicated below, except for the filing fee Examiner action Requesting publication of SIR after to the above-identified deposit account. 1.840 1805 1.8401 1805 Examiner action **FEE CALCULATION** 1251 110 2251 55 Extension for reply within first month 2252 1. BASIC FILING FEE 1252 420 210 Extension for reply within second month Large Entity **Small Entity** 1253 950 2253 Extension for reply within third month Fee Fee Fee Fee Fee Description Fee Paid 1,480 2254 1254 740 Extension for reply within fourth month Code (\$) Code (\$) 1001 770 2001 385 Utility filing fee 1255 2,010 2255 1,005 Extension for reply within fifth month 1002 340 2002 170 Design filing fee 1401 330 2401 Notice of Appeal 2003 1003 530 265 Plant filing fee 1402 330 2402 Filing a brief in support of an appeal 165 1004 770 2004 385 Reissue filing fee 1403 290 2403 145 Request for oral hearing 1005 160 2005 80 Provisional filing fee 1451 1,510 1451 1,510 Petition to institute a public use proceeding 1452 2452 Petition to revive - unavoidable 110 55 SUBTOTAL (1) 0.00 1453 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2501 665 Utility issue fee (or reissue) 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Extra Fee from 1502 480 2502 240 Design issue fee Fee Paid Claims below **Total Claims** 13 -20** = 1503 640 2503 320 Plant issue fee Independent 1460 130 1460 Petitions to the Commissioner 130 1 -3** = Claims Multiple Dependent 1807 50 1807 50 Processing fee under 37 CFR 1.17(q) 1806 180 1806 Submission of Information Disclosure Stmt 180 Large Entity Small Entity Fee Recording each patent assignment per Fee Fee Description 8021 40 8021 40 Code (\$) Code property (times number of properties) Filing a submission after final rejection 1202 18 2202 9 Claims in excess of 20 1809 770 2809 385 (37 ČFR 1.129(a)) 1201 86 2201 43 Independent claims in excess of 3 For each additional invention to be 1810 770 2810 385 1203 290 2203 Multiple dependent claim, if not paid examined (37CFR 1.129(b)) 1204 2204 86 ** Reissue independent claims 1801 770 2801 385 Request for Continued Examination (RCE) over original patent Request for expedited examination 1802 900 1802 ** Reissue claims in excess of 20 1205 18 2205 of a design application and over original patent 130.00 Other fee (specify) 1617 Petition to Make Special SUBTOTAL (2) (\$) 0.00 *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 130.00 **or number previously paid, if greater; For Reissues, see above SUBMITTED BY (Complete (if applicable)) Registration No. Name (Print/Type) Jay B. Lesşler 41,151 Telephone (212) 527-7765 Sianature Date March 16, 2004

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MAR 1 6 2004

AMENDMENT TRANSMITTAL LETTER

Docket No. 05432/100M029-US2

Application No. Filing Date Examiner Art Unit 10/750,049 December 30, 2003 Not Yet Assigned N/A

Applicant(s): Hans Petersen et al.

Invention: CRYSTALLINE BASE OF CITALOPRAM

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

		CLAIM	S AS AMEN	DED	
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	13	- 26 =		X	0.00
Independent Claims	1	- 3 =		x	0.00
Multiple Depend	lent Claims (ch	eck if applicabl	e)		
Other fee (pleas	e specify): F	etition to Make	Special		130.00
TOTAL ADDITI	ONAL FEE FO	OR THIS AME	NDMENT:		130.00
x Large Entity				Small Entity	
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X Charge a	any additional fili	ing or applicatio	n processing	fees required under	37 CFR 1.16 and 1.17
Jay P. Lessler/ Attorney Reg/N	No.: 41,151			Dated:	March 16, 2004
DARBY & DAR P.O. Box 5257 New York, New (212) 527-7766	York 10150-5	5257			

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